

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

[21-cv-03496-AMO](#) Surgical Instrument Service Company, Inc. v. Intuitive Surgical, Inc.

**TRIAL SHEET, EXHIBIT and WITNESS LIST**

<b>JUDGE:</b>	<b>PLAINTIFF ATTORNEY:</b>	<b>DEFENSE ATTORNEY:</b>
Araceli Martínez-Olguín	Richard McCaulley, Joshua Van Hoven, and Anthony E. Dowell	Kenneth Gallo, Paul Brachman, William Michael, and Crystal Lohmann Parker
<b>TRIAL DATE:</b>	<b>REPORTERS:</b>	<b>CLERK:</b>
January 15, 2025	Ruth Levine Ekhaus	Alexis Solorzano Rodriguez

EXHIBIT NO.	TIME OFFERED	ID	DESCRIPTION
	7:59 AM		Court called into session. Motions to seal documents and exhibit objections discussed. Defendant requested a curative jury instruction regarding the 1/14/25 mention of prior litigation in violation of one of the Court's in limine rulings. Plaintiff objected to the proposed instruction.
1309-R	8:01 AM		Pre-admitted outside the presence of the jury, but not published to the jury.
	8:35 AM		Court in recess.
	8:42 AM		Court back in session. Jury brought into the courtroom. Witness Dr. Russell Lamb called back to the stand. Defendant's counsel, William Michael, continued cross-examination.
	9:31 AM		Plaintiff's counsel, Richard McCaulley, began re-direct examination of Dr. Russell Lamb.
	9:38 AM		Defendant's counsel, William Michael, began re-cross examination of Dr. Russell Lamb.
	9:41 AM		Jury excused for break. Dr. Russell Lamb excused from the witness stand. Proposed jury instruction from the Court discussed.
	9:44 AM		Court in recess.
	9:53 AM		Court back in session. Jury brought back into courtroom. The Court overruled Plaintiff's objection, granted Defendant's request, and read a curative jury instruction regarding Dr. Russell Lamb's testimony.
	9:55 AM		Witness Mr. Richard Bero called to the stand and sworn in. Plaintiff's counsel, Anthony E. Dowell began direct examination.

769	10:27 AM	01/24/2020 - Email - Subject: Fw: REB MEMORANDUM OF UNDERSTANDING (002)   Att.: "REB MEMORANDUM OF UNDERSTANDING (002).docx"	Admitted and published to the jury.
	10:52 AM		Court in recess. Jury excused for break.
	11:16 AM		Court back in session. Jury brought into courtroom. Plaintiff's counsel, Anthony E. Dowell continued direct examination.
614	11:24 AM	2020-09 - Presentation - Intuitive "Gen4 Instrument Refurbishment Pilot"	Admitted and published to the jury.
	11:59 AM		Defendant's counsel, William Michael began cross-examination of Richard Bero.
	12:18 PM		Jury excused for lunch.
	12:21 PM		Court in recess for lunch.
	1:02 PM		Court back in session. Witness Richard Bero admonished by the Court to make no reference to other lawsuits at request from counsel.
	1:07 PM		Jury brought into the courtroom. Defendant's counsel, William Michael continued cross-examination of Richard Bero.
1497	1:16 PM	07/11/1905 Collection of SIS Invoices	Admitted and published to the jury.
	1:46 PM		Court in recess. Jury excused for break.
	1:53 PM		Court back in session. Jury brought into courtroom. Defendant's counsel, William Michael continued cross-examination of Richard Bero.
	2:31 PM		Jury excused for the day. Counsel to confer on a proposal for sealed exhibits/deposition testimony and present it to the Court tomorrow, 1/16/2025.
	2:34 PM		Court adjourned for the day.